IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 31ST OCTOBER 2007 / 9TH KARTHIKA 1929

WP(C).No. 16369 of 2007(W)

PETITIONER:

SULEKHA, W/O.N.H.KUNJUMUHAMMED,
NARNIPARAMBIL HOUSE, PANAYIKULAM P.O.,
ERNAKULAM DISTRICT.

BY ADV. SRI.C.S.MANU

RESPONDENTS:

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1. KONGORPPILLY FARMERS SERVICE CO-OPERATIV
E BANK LTD., REPRESENTED BY ITS MANAGING DIRECTOR.

2. MANAGING DIRECTOR, KONGORPPILLY
FARMERS SERVICE CO-OPERATIVE BANK LTD.,

3. TAHSILDAR, PARVUR TALUK.

4. VILLAGE OFFICER,
ALANGADU VILLAGE.

5. SPECIAL SALE OFFICER (SENIOR INSPECTOR),
PARAVUR CO-OPERATIVE BANK GROUP,
OFFICE OF THE ASSISTANT REGISTRAR OF
CO-OPERATVE SOCIETIES (GENERAL), NORTH PARUR.

R1 & R2 BY ADV. SRI.C.E.UNNIKRISHNAN
R3 TO R5 BY GOVT. PLEADER SRI. P.K. RAVIKRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/07/2007, THE COURT ON 31/10/2007 DELIVERED THE FOLLOWING:

WPC. 16369/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : A TRUE COPY OF THE SALE NOTICE DATED 26.4.2007 ISSUED BY RESPONDENTS 3 & 5.

EXT. P2 : A TRUE COPY OF THE RECEIPT OF THE PASS BOOK ISSUED BY THE 1ST RESPONDENT.

K.M.JOSEPH, J.

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WP.(C) No. 16369 of 2007

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Dated this the 31st day of July, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Recovery proceedings were initiated.

2. Heard learned counsel for the petitioner and the respondent Bank.

3. Counsel for the petitioner prays for permission to pay off the amount in easy instalments.

The writ petition is disposed of as follows:

The petitioner is permitted to pay off the amount remaining to be paid, after giving due credit to the amount already paid, in seven equal monthly instalments, the first of which shall be paid on or before 30.8.2007 and the succeeding instalments on the last working day of the succeeding months. The respondent Bank will serve a statement on the petitioner within two weeks from today, showing the amount of instalment to be paid on the basis that the petitioner has to pay the amount in seven equal monthly instalments. If any of the instalment is

not paid, the petitioner will lose the benefit of this judgment and it will be open to the respondent Bank to proceed against the petitioner in accordance with law.

(K.M. JOSEPH, JUDGE)

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